

## IN THE MICHIGAN COURT OF APPEALS

### ORDER

Re: **In re Estate of Arlene Phyllis Klager**  
Docket No. **273663**  
L.C. No. **02-000136 DE**

William C. Whitbeck, Chief Judge, acting under MCR 7.211(E)(2), orders:

The appeal, initiated by a claim of appeal filed on October 13, 2006, is DISMISSED for lack of jurisdiction because it was not filed within 21 days of the May 31, 2005, order as required by MCR 7.204(A)(1)(a). Unlike an appeal from circuit court, there is no general appeal from probate court. Instead, an appellant must appeal at the time a final order under MCR 5.801(B)(1) is entered regardless of the fact that a second final order could be entered later in the case. This is true for all multiple final order cases. See *Klco v Dynamic Training Corporation*, 192 Mich App 39 (1991) for example. A review of the docketing statement shows that it is the May 31, 2005, order that is being appealed, not the September 26, 2006, order. The September 26, 2006, order is silent on the issue that appellant is trying to raise. The last time the issue appellant wants to raise was addressed in an order was the May 31, 2005, order.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JAN 18 2007  
Date

Sandra Schultz Mengel  
Chief Clerk